

01/04/00  
U.S. PTO  
01/04/00

11-05-00  
CONTINUING PATENT APPLICATION TRANSMITTAL  
(for Continuing Applications  
under 37 C.F.R. §1.53(b))

11-04/00  
09/47470  
U.S. PTO  
01/04/00

Attorney Docket No. BSCF 015 C7

Box PATENT APPLICATION  
Commissioner of Patents and Trademarks  
ATTENTION: Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Sir:

This is a request under 37 C.F.R.  
§1.53(b) for filing a:

Continuation application,  
 Divisional application,  
 Continuation-in-Part application,

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
) "Express Mail" Mailing Label Number  
) EJ551218306US  
) Date of Deposit 1-04-2000  
) I hereby certify that this paper or fee is being deposited with the United  
States Postal Service "Express Mail Post Office to Addressee" Service  
under 37 CFR §1.10 on the date indicated above and is addressed to  
the Commissioner of Patents and Trademarks, Washington, D.C.  
20231.  
) Julie R. Whalen  
(Typed or printed name of person mailing)  
) Julie R. Whalen  
(Signature of person mailing)

Of Application Serial No. 09/140,052, filed August 26, 1998, still pending, which is a  
Continuation of Serial No. 08/175,781, filed on December 30, 1993, now U.S. Patent No. 5,801,873;  
Which is a Continuation of Serial No. 07/874,175, filed on April 23, 1992, now U.S. Patent No. 5,751,467;  
Which is a Continuation of 07/760,877, now abandoned;  
Which is a Divisional of Serial No. 07/422,601, now abandoned;  
Which is a Divisional of Serial No. 06/846,354, filed March 31, 1986, now U.S. Patent No. 4,902,108.

1.  This is a continuation or divisional application. Enclosed is  
a copy of the prior application as originally filed, including  
specification, claims and oath or declaration. As stated in  
paragraph 10, new formal drawings that were submitted with the  
prior application are enclosed.

- or -

Enclosed is a patent application (for continuation, divisional,  
or continuation-in-part applications) containing:  
 \_\_\_\_\_ pages of the specification (including claims).  
 \_\_\_\_\_ sheets of drawings  Formal  Informal.

2.  The entire disclosure of the prior application, from which a  
copy of the executed oath or declaration is supplied, is  
considered as being part of the disclosure of this new  
application under 37 C.F.R. §1.53(b), and is hereby incorporated  
by reference therein. A copy of the executed oath or  
declaration filed in the prior nonprovisional application is  
enclosed.

3. (X) Inventorship:

( ) A newly-executed oath or declaration and power of attorney is enclosed (for continuation-in-part applications, or for continuation or divisional applications naming an inventor not named in the prior application) (§1.63(a), (d)(5) and (e)).

(X) A copy of the executed oath or declaration and power of attorney filed in the prior nonprovisional application showing a signature, or an indication thereon that it was signed, is enclosed (for continuation or divisional applications filed by all, or by fewer than all, of the inventors named in the prior application) (§1.63(d)).

( ) Because this application is being filed by fewer than all of the inventors named in the prior application, delete the following inventor(s) named in the prior nonprovisional application (37 C.F.R. §1.63(d)(1)(2)):

\_\_\_\_\_.  
\_\_\_\_\_.

( ) The names of persons believed to be the actual inventors are set forth in the enclosed unexecuted oath or declaration and power of attorney (§1.41(a) and §1.53(b)).

4. ( ) Amend the specification by inserting before the first line the sentence: --This is a [ ] continuation, [ ] division, [ ] continuation-in-part, of application number \_\_, filed \_\_\_\_\_ .--

5. ( ) Assignment(s) of the invention to Gentex Corporation, and cover sheet are enclosed.

( ) A check in the amount of \$ \_\_\_\_\_ to cover the fee for recording the assignment(s) is enclosed.

6. (X) The prior application is assigned of record to  
Gentex Corporation, Reel 4537, Frame 0966 .

7. ( ) Small Entity Status (37 C.F.R. §1.28(a)(2)):

( ) A statement of status as a small entity is enclosed.

( ) A statement of status as a small entity was filed in the prior application, and small entity status is still proper and desired in this new nonprovisional application.

( ) Status as a small entity is no longer claimed.

8. ( ) A 37 C.F.R. §3.73(b) statement is enclosed (where an assignee seeks to take action in a matter before the Patent Office).

9. (X) A preliminary amendment is enclosed.

10. (X) Drawings:

( ) Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May be used only if signed by person authorized by §1.138 and before payment of base issue fee.)

(X) New formal drawings that were submitted with the prior application are enclosed.

( ) Informal drawings are enclosed.

11. ( ) A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.

12. (X) An Information Disclosure Statement is enclosed.

(X) A Form PTO-1449 is enclosed.

(X) 38 References (copies) listed on the Form PTO-1449 are enclosed.

13. ( ) A MicroFiche Computer Program (Appendix) is enclosed.

4. (X) A Return Receipt Postcard is enclosed (MPEP §503).

15. ( ) A Nucleotide and/or Amino Acid Sequence Submission is enclosed.

A Computer Readable Copy is enclosed.

( ) A Paper Copy (Identical to Computer Copy) is enclosed.

( ) A Statement Verifying Identity of above Copies is enclosed.

( ) The certified copy of the priority document has been filed in prior application number       /      , filed

( ) A certified copy of the priority document is enclosed.

( ) An English translation of the priority document is enclosed.

17. (X) Power of Attorney:

( ) The power appears in the original papers in the prior application.

(X) Since the power does not appear in the original papers in the prior application, a copy of the power in the prior application is enclosed.

18. ( ) Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

19. (X) The filing fee is calculated below:

| Fee Calculation for Claims as Filed in the Preliminary Amendment, _____ Less Any Claims Cancelled by Amendment |                                             |
|----------------------------------------------------------------------------------------------------------------|---------------------------------------------|
| (a) Basic Fee                                                                                                  | \$ 690.00                                   |
| (b) Independent Claims <u>6</u> - 3 = <u>3</u> x \$ 78.00 =                                                    | \$ <u>234.00</u>                            |
| (c) Total Claims <u>16</u> - 20 = <u>0</u> x \$ 18.00 =                                                        | \$ _____                                    |
| (d) Fee for Multiply Dependent Claims                                                                          | \$270.00                                    |
|                                                                                                                | Total of above Calculation                  |
|                                                                                                                | \$ <u>1194.00</u>                           |
|                                                                                                                | Reduction by 50% for Filing by Small Entity |
|                                                                                                                | \$ _____                                    |
|                                                                                                                | Total                                       |
|                                                                                                                | \$ <u>1194.00</u>                           |

20. ( ) A check in the amount of \$ \_\_\_\_\_ is enclosed.

21. (X) The Commissioner is hereby authorized to charge \$1194.00 as well as, any fees which may be required under 37 C.F.R. §§1.16 and 1.17 and are not paid herewith, or credit any overpayment, to Deposit Account Number 07-1070. A duplicate copy of this request is enclosed.

22. ( ) Also enclosed:

23. (X) Address all future communications to:

GENTEX CORPORATION  
ATTENTION: Brian J. Rees  
600 North Centennial Street  
Zeeland, Michigan 49464  
Telephone: (616) 772-1800 x365  
Facsimile: (616) 772-5223

BA

1-4-00

(Date)

  
\_\_\_\_\_  
Brian J. Rees  
Registration No. 36,648  
(x) Attorney or agent of record  
( ) Filed under §1.34(a)

GENTEX CORPORATION  
600 North Centennial Street  
Zeeland, Michigan 49464  
Telephone: (616) 772-1800  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Harlan J. Byker  
Serial No. :  
Filed : Herewith  
Group Art Unit :  
Examiner :  
For : VARIABLE TRANSMITTANCE  
ELECTROCHROMIC DEVICES

**Box PATENT APPLICATION**  
**Assistant Commissioner for Patents**  
**Washington, D.C. 20231**

**EXPRESS MAIL CERTIFICATE**

"Express Mail" Label Number : EJ551218306US  
Date of Deposit : January 4, 2000

I hereby certify that the above-identified continuing patent application, attached hereto, as well as a preliminary amendment, declaration, associate power of attorney, 1.53b transmittal letter, information disclosure statement along with Form 1449 and 38 references and formal drawings are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box Patent Application, Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Julie R. Whalen  
Julie R. Whalen

1-04-2000  
Date